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PFO/SB/21 (08-00)

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	<b>Application Number</b>	09/828,307	
	<b>Filing Date</b>	April 6, 2001	
	<b>First Named Inventor</b>	Mack, et al.	
	<b>Group Art Unit</b>	1637	
	<b>Examiner Name</b>	Kim, Young J.	
<b>Total Number of Pages in This Submission</b>	4	<b>Attorney Docket Number</b>	018501-008910US

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ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application)  <input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):  Response to Restriction Requirement (3pp); Return Postcard
<b>Remarks</b>		The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
<b>Firm and Individual name</b>	Townsend and Townsend and Crew LLP Kevin Bastian Reg. No. 34,774
<b>Signature</b>	
<b>Date</b>	October 24, 2002

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<b>Typed or printed name</b>	Stephanie Whitehurst
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By: Stephanie J. Whitehurst

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Mack, et al.

Application No.: 09/828,307

Filed: April 6, 2001

For: NOVEL METHODS OF  
DIAGNOSING CANCER,  
COMPOSITIONS, AND METHODS OF  
SCREENING FOR CANCER  
MODULATORS

☐

Examiner: Kim, Young J.

Art Unit: 1637

RESPONSE TO RESTRICTION

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Office Action mailed September 24, 2002, please  
amend the above-identified application as follows:

IN THE CLAIMS:

Please add new claims 47-51, as follows.

47. A method of diagnosing breast or colorectal cancer comprising:

a) determining the protein expression of a CZA8 gene or fragment thereof

in a first tissue type of a first individual; and

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